

Podiatric Medical Examiners Advisory Board

Meeting of November 18, 2019
North Campus, 1st Floor Public Meeting Room
1106 Clayton Lane, Suite 125E, Austin, Texas

Summary of Minutes

Presiding Officer Travis Motley D.P.M. called the meeting to order at 10:00 a.m.

Presiding Officer Travis Motley D.P.M. moved to agenda item B, Roll Call and Certification of Quorum and Introductions. Board members Cory Brown, D.P.M., Leslie Campbell, D.P.M., James Michael Lunsford, D.P.M., Joe Martin, D.P.M., and Travis A. Motley, D.P.M., were present. Renee Pietzsch, D.P.M. was absent. A quorum was present.

Presiding Officer Travis Motley D.P.M. moved to agenda item C., Training for Board Members (1) Open Meetings Act; (2) Public Information Act; (3) Administrative Procedure Act. Assistant General Counsel, Colleen Tran, provided the training for the Board.

Presiding Officer Travis Motley D.P.M. moved to agenda item D., Approval of Minutes – meeting of April 15, 2019. Board member, Dr. Campbell, seconded by Board member, Dr. Lunsford, made a motion to approve the minutes of April 15, 2019 as presented. The motion passed by a unanimous vote.

Presiding Officer Travis Motley D.P.M. moved to agenda item E. Public Comment. There were no public comments.

Presiding Officer Travis Motley D.P.M. moved to agenda item F., Staff Reports. Laura Hernandez, Licensing Manager, provided the Licensing Division report and answered questions from the Board. Tuan Nguyen, Customer Service Division Manager, provided the Customer Service Division report and answered questions from the Board. Jessica Hurtado, Prosecutor in Enforcement Division, provided the Enforcement Division report and answered questions from the Board. Rebecca Armas, Program Specialist, provided the Education and Examination Division report and answered questions from the board. Katie Brice, Program Specialist, provided the Regulatory Program Management Division report. Mike Arismendez, Deputy Executive Director, provided the Executive Staff report and welcomed Dr. Cory Brown.

Presiding Officer Travis Motley D.P.M. moved to agenda item G., Discussion and possible recommendations on proposed amendments to existing rules at 16 Texas Administrative Code (TAC), Chapter 130, Subchapter D, §§130.42, 130.44, and 130.45; Subchapter E, §§130.53, 130.56, and 130.58; Subchapter F, §130.60; and Subchapter G, §130.72; and new proposed rule Subchapter E, §130.59, regarding the Podiatric Medicine Program. The proposed rules implement House Bill (HB) 1899, 2059, HB 2174, HB 2847, HB 3284, and HB 3285, 86th Legislature, Regular Session (2019). The proposed rules require practitioners to complete a human trafficking training course; establish limits on prescribing opioids for acute pain; address electronic prescribing; require continuing education on prescribing and monitoring controlled substances; allow for a podiatrist to delegate to a qualified and properly trained podiatric medical assistant; provide for the regulation of podiatric medical radiological technicians and establish a fee; provide for administrative penalties for sanctions as required by Chapter 108 of the Texas Occupations Code or for unauthorized disclosure or use of information from the Prescription Monitoring Program; and provide for the orderly transition of

assessing continuing medical education hours. Assistant General Counsels, Colleen Tran and Alex Phipps presented the proposed rule amendments.

Board member Dr. Motley, seconded by Board member, Dr. Martin, made a motion to recommend publishing the proposed rules with modifications to chapter 130, including a correction by agency staff to § 130.53 (c) removing one inappropriate comma. Motion passed unanimously.

Presiding Officer Travis Motley D.P.M. moved to agenda item H., Discussion and possible appointment of new workgroups and new workgroup members. **Dr. Motley appointed Dr. Brown to the Licensing workgroup and the Education and Examination workgroup.** Dr. Motley proposed that the vacant spots be reserved for public members.

Presiding Officer Travis Motley D.P.M. moved to agenda item I., Update from Workgroups: (1) Education and Examination Workgroup; (2) Standard of Care Workgroup. Dr. Martin gave the workgroup report for Education and Examination. Dr. Campbell gave the workgroup report for the Standard of Care workgroup.

Presiding Officer Travis Motley D.P.M. moved to agenda item J., Recommendations for agenda items for next Board meeting. Proposed Rules and workgroup reports were requested to be on the next agenda.

Presiding Officer Travis Motley D.P.M. moved to agenda item K., Discussion of date, time, and location of next Board meeting. The next Board meeting will be scheduled at a later time with confirmation by email from agency staff.

Presiding Officer Travis Motley D.P.M. moved to agenda item L., Adjournment. The meeting was adjourned at 10:51 a.m.

Travis Motley, D.P.M., Presiding Officer
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